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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 13, 2006.

Jeanette Petzold

Applicant : Francisco Faoro Confirmation No. 9041
Application No. : 10/820,988
Filed : April 8, 2004
Title : AN APPARATUS FOR THE FIXING OF THE POSITION OF BONE CUTS
Grp./Div. : 3736
Examiner : Robert W. Amareld, Jr.
Docket No. : 52354/TJD/M881

PETITION TO ADD INVENTOR UNDER 37 C.F.R. 1.48(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
June 13, 2006

Commissioner:

Applicant respectfully petitions for correction of inventorship in the above-identified patent application by adding Tom Overes as a joint inventor. Through error and without deceptive intent, the added inventor was omitted in the above-identified patent application.

This petition is accompanied by the Petition Fee as prescribed by 37 CFR § 1.17(i).

The Commissioner is hereby authorized to charge any fees under 37CFR 1.16 and 1.17 which may be required by or to give effect to this paper to Deposit Account No.03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Please address all correspondence to CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

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By
Thomas J. Daly
Reg. No. 32,213
(626) 795-9900



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STATEMENT OF NON-DECEPTIVE INTENT BY PERSON BEING ADDED BY PETITION TO
CHANGE INVENTORSHIP IN A PATENT
37 C.F.R. 1.48(a)(2)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Pasadena, CA 91109-7068

Commissioner:

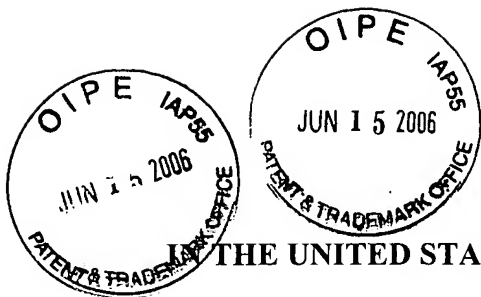
I, Tom Overes, who is being added as an inventor by the petition being submitted to correct the inventorship of this patent, do hereby declare that the inventorship error in failing to include my name as an inventor on this patent occurred without any deceptive intention on my part.

Date 17.10.05

TJD/mac

By


Tom Overes



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No. : 10/820,988
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Examiner : Robert W. Amareld, Jr.
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CONSENT OF ASSIGNEE TO ADD INVENTOR UNDER 37 CFR 1.48(a)(5)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
October 18, 2005

Commissioner:

Zimmer GmbH, assignee of the Patent Application No. 10/820,988, filed on April 8, 2004, consents to add Tom Overes as an inventor in the above-identified patent application, as required by 37 CFR 1.48.


Zimmer GmbH, certifies that it is the assignee of the entire right, title and interest in the patent application identified above by a change of name from Centerpulse Orthopedics Ltd executed on June 28, 2004 and recorded at Reel 016525 and Frame 0343, by an initial assignment from the presently named inventor of the patent application and by assignment from the inventor to be added submitted concurrently herewith. The initial assignment was executed on July 7, 2004 and recorded at Reel 015664 and Frame 0042.

The undersigned (whose title is supplied below) is empowered to sign this document on behalf of the assignee.

Application No. 10/820,988

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: October 18, 2005

By: 
Name: N. Schmidt-Off 3. Schnitzer
Title: Patent Attorney Manager Trademarks

TJD/jmp

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Rev. 11/00

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

PATENT

Docket No. : 52354/TJD/M881

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **AN APPARATUS FOR THE FIXING OF THE POSITION OF BONE CUTS**, the specification of which is attached hereto unless the following is checked:

X was filed on April 8, 2004 as United States Application Number or PCT International Application Number 10/820,988 and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of the foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, any foreign application for patent or inventor's certificate, or any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

<u>Application Number</u>	<u>Country</u>	<u>Filing Date (day/month/year)</u>	<u>Priority Claimed</u>
03 009 440.3	EPO	April 25, 2003	YES

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

<u>Application Number</u>	<u>Filing Date</u>
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

<u>Application Number</u>	<u>Filing Date</u>	<u>Patented/Pending/Abandoned</u>
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DECLARATION FOR PATENT APPLICATION

Docket No. 52354/TJD/M881

POWER OF ATTORNEY: I hereby appoint the practitioners associated with the law firm of Christie, Parker & Hale, LLP,

CUSTOMER NUMBER 23363

to prosecute this application and any U.S. continuation or divisional application based on it, and to prosecute any international application under the Patent Cooperation Treaty based on it, and to transact all business in the U.S. Patent and Trademark Office connected with either of them in accordance with instructions from the assignee of the entire interest in this application; or from the first or sole inventor named below in the event the application is not assigned; or from Manitz Finsterwald & Partners in the event the power granted herein is for an application filed on behalf of a foreign attorney or agent.

The authority under this Power of Attorney of each person associated with the law firm of Christie, Parker & Hale, LLP, Customer Number 23363, shall automatically terminate and be revoked upon such person ceasing to be a member or associate of or of counsel to that law firm.

DIRECT ALL CORRESPONDENCE TO: CUSTOMER NUMBER 23363

DIRECT TELEPHONE CALLS TO: Thomas J. Daly, 626/795-9900

CHRISTIE, PARKER & HALE, LLP

P.O. Box 7068

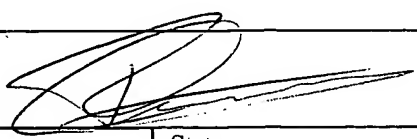
Pasadena, CA 91109-7068

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR			
Francisco Faoro			
Inventor's Signature			Date
City Residence: Zürich	State	Country Switzerland	Citizenship Swiss
Mailing Address:	Schulhausstraße 52, 8002 Zürich, Switzerland		

DECLARATION FOR PATENT APPLICATION

Docket No. 52354/TJD/M881

NAME OF SECOND INVENTOR			
Tom Overes			
Inventor's Signature 			Date 17.10.05
Residence:	City Winterthur	State	Country Switzerland
			Citizenship Dutch
Mailing Address:	Stadthausstraße 95, 8400 Winterthur, Switzerland		

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